

1 BILL NO. G-77-07-13

2 GENERAL ORDINANCE NO. G- 4/3-77

3 AN ORDINANCE amending General Ordinance
4 No. G-97 by authorizing the vacation of
a certain utility easement.

5
6 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF
7 FORT WAYNE, INDIANA:

8 SECTION 1. Petition for the vacation of a certain
9 utility easement having been filed with the Fort Wayne City Plan
10 Commission in accordance with Section 44, Chapter 174, of the Acts
11 of the General Assembly of the State of Indiana, as amended by
12 Section 3, Chapter 385, of the Acts of 1963 of the General Assembly
13 of the State of Indiana (I. C. 18-7-5-46), the Thoroughfare Plan
14 as set forth in General Ordinance No. G-97 adopted by the Common
15 Council of the City of Fort Wayne on November 26, 1963, is amended
16 by deleting the following utility easement, to-wit:

17 A three (3) foot easement; Starting at a point on the
18 southwest corner of the above mentioned lot proceed in
19 an easterly direction along the south property line for
20 a distance of 132 feet to the east property line; thence,
21 in a northerly direction along the east property line
22 for a distance of three feet; thence, in a westerly
direction along a line, parallel to the south property
line for a distance of 132 feet to the west property line;
thence in a southerly direction along the west property line
for a distance of three feet and to the point of starting -
Lot # 19 Baltes Fleming Esmond Addition.

23 SECTION 2. After passage of this Ordinance, approval by
24 the Mayor and legal publication, a duly certified copy of this
25 Ordinance, of the recommendation of the Fort Wayne City Plan
26 Commission, and of the action of the Mayor, shall be transmitted
27 by the City Clerk to the Board of Public Works of the City of Fort
28 Wayne, Indiana.

29 SECTION 3. This Ordinance shall be in full force and
30 effect from and after its passage, approval by the Mayor and legal
31 publication thereof.

32 Virian H. Schmidt
33 Councilman

34
35 APPROVED AS TO FORM
AND EQUALITY
Harry J. Bunker
Assistant City Attorney

Read the first time in full and on motion by J. Schmidt, seconded by Hinga, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock M., E.S.T.

DATE: 7-12-77.

Charles W. Stierman
CITY CLERK

Read the third time in full and on motion by J. Schmidt, seconded by Linn, and duly adopted, placed on its passage.

PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>9</u>	<u>0</u>	_____	_____	_____
<u>BURNS</u>	<u>✓</u>	_____	_____	_____	_____
<u>HINGA</u>	<u>✓</u>	_____	_____	_____	_____
<u>HUNTER</u>	<u>✓</u>	_____	_____	_____	_____
<u>MOSES</u>	<u>✓</u>	_____	_____	_____	_____
<u>NUCKOLS</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCHMIDT, D.</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCHMIDT, V.</u>	<u>✓</u>	_____	_____	_____	_____
<u>STIER</u>	<u>✓</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>✓</u>	_____	_____	_____	_____

DATE: 11-22-77

Charles W. Stierman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as
(ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE
(RESOLUTION) No. 2-43-77 on the 22nd day of November, 1977
ATTEST: (SEAL)

Charles W. Stierman
CITY CLERK

John Guckols
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd
day of November, 1977 at the hour of 11:00 o'clock A.M., E.S.T.

Charles W. Stierman
CITY CLERK

Approved and signed by me this 25th day of November, 1977
at the hour of 10:00 o'clock P.M., E.S.T.

Robert Ellsworth
MAYOR

Bill No. G-77-07-13

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending General Ordinance No. G-97 by authorizing the vacation of a certain utility easement

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance No PASS.

VIVIAN G. SCHMIDT - CHAIRMAN

WINFIELD C. MOSES, JR. - VICE-CHAIRMAN

WILLIAM T. HINGA

DONALD SCHMIDT

SAMUEL J. TALARICO

Vivian G. Schmidt
Winfield C. Moses Jr.
William T. Hinga

Samuel J. Talarico

11-12-77
CONCURRED IN
CHARLES W. WESTERMAN, CITY CLERK

KILLEA

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WEBSTER STREET

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BALTES

FLEMING

ED

MONADS

R 20?

HARRISON STREET

STREET

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B 3 B

STREET

CALHOUN

--- VACATION FOR THREE FOOT EASEMENT

MAP NO. A4

M.F.C.
6-15-77

9/1/77

R E S O L U T I O N

WHEREAS, M. Miriam Valentine, (petitioners)

and requested the Fort Wayne City Plan Commission to hold a public hearing upon vacation of the following public dedicated utility easement, in Allen County, Indiana, to-wit:

A three (3) foot easement: Starting at a point on the southwest corner of the above mentioned lot proceed in an easterly direction along the south property line for a distance of 132 feet to the east property line; thence, in a northerly direction along the east property line for a distance of three feet; thence, in a westerly direction along a line, parallel to the south property line for a distance of 132 feet to the west property line; thence, in a southerly direction along the west property line for a distance of three feet and to the point of starting-
Lot #19 Baltes Flemming Esmond Addition.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code Section 18-7-5-46, and,

WHEREAS, notice of such public hearing will be given by due and proper publications thereof;

WHEREAS, said vacation of utility easement has been routed thru the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Water Engineering, Electrical Engineering, Park Board.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Public Board of Works that the vacation of said public utility easement, hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana. BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public utility easement hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said easement or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

STATE OF INDIANA)
COUNTY OF ALLEN)
)
)SS:
)

I, HENRY P. WEHRENBERG, Chairman of the Board
of Public Works, do hereby certify that attached hereto is a
full, true and correct copy of a resolution adopted by the Fort
Wayne Board of Public Works following a Board of Works Meeting
held on August 1, 1977, and as the same appears
of record in the official records of said Board of Public Works.

Dated this 1st day of August,
1977

FORT WAYNE BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Chairman

Ethel W. La Man
Member

Member

R E S O L U T I O N

WHEREAS, M. Miriam Valentine, has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public utility easement situated in Fort Wayne, Allen County, Indiana, to-wit:

A three (3) foot easement: Starting at a point on the southwest corner of the above mentioned lot proceed in an easterly direction along the south property line for a distance of 132 feet to the east property line; thence, in a northerly directly along the east property line for a distance of three feet; thence in a westerly direction along a line, parallel to the south property line for a distance of 132 feet to the west property line; thence, in a southerly direction along the west property line for a distance of three feet and to the point of starting - Lot # 19 Baltes Flemming Esmond Addition.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 18-7-5-46;

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on August 15th, 1977, at 7:30 o'clock p.m., and at such hearing there were no objections of any kind or character which should prevent the vacation of said public utility easement.

WHEREAS, said vacation of easement has been routed thru the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering and thru the Park Board.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public utility easement hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public utility easement hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said easement or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

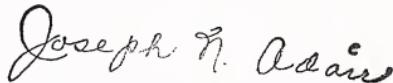
BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of easements in Allen County, Indiana.

STATE OF INDIANA }
COUNTY OF ALLEN } SS:

I, Joseph N. Adair, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission held on August 22, 1977, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 4th DAY OF November, 1977.

FORT WAYNE CITY PLAN COMMISSION



Joseph N. Adair
Secretary

PETITION TO VACATE DEDICATED UTILITY EASEMENT

TO: THE CITY PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

The Undersigned petition(s), does (do) hereby respectfully petition the Fort Wayne City Plan Commission to vacate the following public dedicated utility easement within the City of Fort Wayne, Indiana, and hereby described as follows:

A three (3) foot easement: Starting at a point on the southwest corner of the above mentioned lot proceed in an easterly direction along the south property line for a distance of 132 feet to the east property line; thence, in a northerly direction along the east property line for a distance of three feet; thence, in a westerly direction along a line, parallel to the south property line for a distance of 132 feet to the west property line; thence in a southerly direction along the west property line for a distance of three feet and to the point of starting - Lot # 19 Baltes Flemming Esmond Addition.

In support thereof, your petitioner(s) would represent as follows:

1. That they are the owners of said real estate (Lot # 19 Baltes Flemming Esmond Addition).
2. That Easement was granted to Electrical Engineering / City Utilities, in 1969 for the installation and maintenance of overhead street lighting wires for the City Utilities and City of Fort Wayne.
3. That all wires and poles for overhead street lighting have now been removed from said easement.
4. That no other person, firm, or corporation is interested in or affected by the requested vacation.
5. That the maintenance of said dedicated utility easement is not necessary or advantageous to the growth of the City of Fort Wayne, and that it would go to the best interest of the City and citizens thereof.

Your petitioners file this petition pursuant to the authority granted in Indiana Code, Section 18,7-5-46, in order to complete the vacation as above described.

WHEREFORE, your petitioner(s) pray that the above described dedicated public utility easement be vacated to the provision of the Indiana Law pertaining thereto.

DATED THIS 20th DAY OF June, 1977

M. Miriam Valentine
M. Miriam Valentine
3009 South Harrison Street.

RETURN TO
ELECTRICAL ENGINEERING
CITY UTILITIES
308 E. BERRY STREET
FORT WAYNE, INDIANA

DISTRICT NO.

Ph. 745-0488

16501

all lines
light pole
revised 76 in 75

GRANT OF EASEMENT

This indenture witnesseth that M. Miriam Valentine, 3009 South Harrison
owner of lot number #19 of Baltes Flemming Esmond
Addition to the City of Fort Wayne, Allen County, Indiana,
do hereby grant a three foot easement in and over said above
lot for the installation and maintenance of overhead street lighting wires
for the City Utilities and City of Fort Wayne, Indiana, and described as
follows, to-wit: Starting at a point on the southwest corner of the above
mentioned lot proceed in an easterly direction along the south property line
for a distance of 132 feet to the east property line; thence, in a northerly
direction along the east property line for a distance of three feet; thence,
in a westerly direction along a line, parallel to the south property line for
a distance of 132 feet to the west property line; thence in a southerly direction
along the west property line for a distance of three feet and to the
point of starting.

In Witness Whereof, the grantor hereunto set their hand and seal this

day of 19

On 10/1/71
The called + said
Baltes Flemming
D. R. Rupley
State of Indiana
SS City of Fort Wayne
County of Allen
423-7571

M. Miriam Valentine

State of Indiana

County of Allen

Before me a Notary Public in and for said State and County personnally

appeared M. Miriam Valentine
and acknowledged the execution of the grant of easement as their voluntary
act and deed. The grantor certify under oath that no Indiana Gross Income
Tax is due or payable in respect to the transfer made by this easement.

Treva Catherine Shelly
NOTARY PUBLIC, ALLEN COUNTY, INDIANA.

MY COMMISSION EXPIRES

May 26, 1969

PREPARED BY JAMES RUPLEY
Electrical Engg. Ser. No.
742-0178

6/9/71 Called Engg. Dept City County Rd.
423-7311
They will return my call

DIGEST SHEET

Requstition
TITLE OF ORDINANCE Easement vacation ordinance

6-77-07-13

DEPARTMENT REQUESTING ORDINANCE CITY PLAN COMMISSION

SYNOPSIS OF ORDINANCE Petitioners are requesting the vacation
of the following described easement:

A three foot easement located on the south side of Lot # 19 Baltes
Flemming Esmond Addition.

EFFECT OF PASSAGE In 1969 petitioner dedicated this easement to
the city for use of utility poles. Poles have now been removed
with the new lighting on South Harrison. Petitioner wishes now to
obtain easement back.

EFFECT OF NON-PASSAGE Easement will remain, but unused.

none

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

ASSIGNED TO COMMITTEE (J.N.) _____



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

room 122

charles w. westerman, clerk

November 29, 1977

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, Indiana 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates December 1, 1977 and December 8, 1977, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, Indiana

General Ordinance No. G-43-77
Bill No. G-77-07-13

Bill No. G-77-07-29 (AS AMENDED)
General Ordinance No. G-41-77

Please send us five (5) copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

Charles W. Westerman
Charles W. Westerman
City Clerk

CWW/ne
ENCL: 2

Common Council of Fort Wayne
(Governmental Unit)

To. THE NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)
— number of equivalent lines

Head	number of lines	_____
Body	number of lines	112
	number of lines	2
	Total number of lines in notice	114

Notice is hereby given that on the 22nd day of November, 1977, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-77-13, a General Ordinance, to wit:

Bill No. G-77-13.

General Ordinance No. G-43-77
AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain utility easement.

Be it ordained by the Common Council of the City of Fort Wayne, Indiana:

SECTION 1. Petition for the vacation of a certain utility easement having been filed with the Fort Wayne City Plan Commission in accordance with Section 44, Chapter 174, of the Act of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 353, of the Acts of 1963 of the General Assembly of the State of Indiana (I.C. 18-5-4). The aforesaid map plan as set forth in General Ordinance No. G-43-77, adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following utility easement as follows:

A three (3) foot easement. Starting at a point on the southwest corner of the property line, the same is to proceed in an easterly direction along the south property line for a distance of 132 feet to a point on the west property line in a northerly direction along the east property line for a distance of three feet. In a northerly direction along a line parallel to the east property line for a distance of 132 feet to the west property line; thence in a southerly direction along the west property line for a distance of three feet and to the point of starting line. L. Bailes Fleming Esmond Addition.

SECTION 2. After passage of this Ordinance, the several copies of this and legal publication, a duly certified copy of this Ordinance, of the records of the Common Council, of the City Plan Commission, and of the office of the Mayor, shall be transmitted by the Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

VIVIAN SCHMIDT

Councilman

Read the third time in full and on motion by V. Schmidt, seconded by Stier, and duly adopted, placed on its agenda, PASSED by the following vote:

AYES: Nine
Bartels, Kinga, Hunter, Moses, Nuckles, D. Schmidt, V. Schmidt, Stier, Talarico.

NAYS: One
Date: 11-22-77
Charles W. Westerman

City Clerk
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana as General Ordinance No. G-77-13 on the 22nd day of November, 1977.

ATTEST: (SEAL)
Charles W. Westerman (John Nuckles)
City Clerk Presiding Officer

Presented by me, the Mayor of the City of Fort Wayne, Indiana, on the 23rd day of November, 1977, at the hour of 11:00 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 23rd day of November, 1977, at the hour of 10:00 o'clock A.M.

Robert E. Armstrong

Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. G-77 passed by the Common Council on the 22nd day of November, 1977, and has been signed and approved by the Mayor on the 23rd day of November, 1977 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 23rd day of November, 1977.

CHARLES W. WESTERMAN

City Clerk

Common Council of Fort Wayne

(Governmental Unit)

To THE NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)
— number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

114 lines, 1 columns wide equals 114 equivalent lines at .25¢ per line \$ 29.53

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

\$ 31.03

DATA FOR COMPUTING COST

9.9
Width of single column 21 ems

Size of type 5½ point

Number of insertions 2

Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V.E. Gerken

Date December 8, 1977

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:

Allen County }
Personally appeared before me, a notary public in and for said county and state, the
undersigned V.E. GERKEN who, being duly sworn, says
that she is CLERKNEWS-SENTINEL
DAILY newspaper of general circulation printed and published
in the English language in the city of FORT WAYNE, INDIANA
in state and county aforesaid, and that the printed matter attached hereto is a true copy,
which was duly published in said paper for 2 times, the dates of publication being
as follows:

XXXX 12/1-8/77

V.E. Gerken

Subscribed and sworn to before me this 8th day of December 1977

Notary Public

My commission expires September 28, 1979

Common Council of Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE

Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

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— number of equivalent lines

Head number of lines

Body number of lines

number of lines

Total number of lines in notice

1122114

Notice is hereby given that on the 22nd day of November, 1977, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-77-07-13, G-43-77 General Ordinance, to-wit:

Bill No. G-77-07-13

General Ordinance No. G-43-77

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain utility easement.

Be it ordained by the Common Council of the City of Fort Wayne, Indiana:

SECTION 1. Permits for the vacation of a certain utility easement having been filed with the City of Fort Wayne City Plan Commission in accordance with Section 44, Chapter 174, of the Acts of 1963, as amended by the Acts of the State of Indiana, as amended by Section 3, Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana (I.C. 16-7-2-1) the Telegraphic Plan as set forth in General Ordinance No. G-97 as adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following utility easement:

A three (3) foot easement starting at a point on the southwest corner of the property line to the east of the property line for a distance of 132 feet; thence, in a westerly direction along the south property line for a distance of three feet; thence, in a westerly direction along the south property line for a distance of 132 feet to the west property line; thence in a northerly direction along the west property line for a distance of three feet and to the point of starting.

- 119 Bates Fleming Esmond

Addition

SECTION 2. After passage of this Ordinance, it shall be the duty of the Mayor and legal publication, to duly certified copy of this Ordinance, of the recommendation of the Fort Wayne City Plan Commission, to be signed by the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

VICTORIAN SCHMIDT, Common Council

Read the third time in full and on motion by V. Schmidt, seconded by Sitter, and duly adopted, placed on its passage PASSED by the following vote:

Ayes: Nine

Burns, Hings, Hunter, Moses,

Nuckles, V. Schmidt, V. Schmidt,

Sitter, Talarico.

Nays: None

13-1-77

Charles W. Westerman

City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-43-77 on the 22nd day of November, 1977.

ATTEST: (Seal) Charles W. Westerman, John Nuckles

City Clerk, Presiding Officer

Presented by me to the Mayor of

the City of Fort Wayne, Indiana, on

the 23rd day of November, 1977, at the

hour of 11:00 o'clock A.M., E.S.T.

Charles W. Westerman

City Clerk

Approved and signed by me this

23rd day of November, 1977, at the

hour of 10:00 o'clock A.M.

Robert E. Armstrong

Mayor

I, Charles W. Westerman, Clerk of

the City of Fort Wayne, Indiana, do

hereby certify that the above and

foregoing is a full, true and complete

copy of General Ordinance No. G-43-

77 passed by the Common Council on

the 22nd day of November, 1977, and

that said Ordinance was duly signed

and approved by the Mayor on the

23rd day of November, 1977, and

remains on file and on record in my

office.

WITNESS my hand, and the official

seal of the City of Fort Wayne, Indiana,

this 23rd day of November, 1977.

CHARLES W. WESTERMAN

City Clerk

12/1-8

A COPY OF THIS
MENTIONED HERE

Approved and signed by me this

23rd day of November, 1977, at the

hour of 10:00 o'clock A.M.

Robert E. Armstrong

Mayor

I, Charles W. Westerman, Clerk of

the City of Fort Wayne, Indiana, do

hereby certify that the above and

foregoing is a full, true and complete

copy of General Ordinance No. G-43-

77 passed by the Common Council on

the 22nd day of November, 1977, and

that said Ordinance was duly signed

and approved by the Mayor on the

23rd day of November, 1977, and

remains on file and on record in my

office.

WITNESS my hand, and the official

seal of the City of Fort Wayne, Indiana,

this 23rd day of November, 1977.

CHARLES W. WESTERMAN

City Clerk

12/1-8

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is _____ of the

CLERK

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time, the dates of publication being as follows:

12/1-8/77

Subscribed and sworn to before me this 8th day of December 1977

Notary Public

My commission expires September 28, 1979

Common Council of Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE

Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set)
— number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

114 lines, 1 columns wide equals 114 equivalent lines at .259¢ cents per line \$ 29.53

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

\$ 31.03

DATA FOR COMPUTING COST

9.9
Width of single column 21 ems

Size of type 5½ point

Number of insertions 2

Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla DeWald

Date December 8, 1977

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK

of the JOURNAL-GAZETTE
a DAILY newspaper of general circulation printed and published in the English language in the city } of FORT WAYNE, INDIANA
in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time, the dates of publication being as follows:

12/1-8/77

Arvilla DeWald
Subscribed and sworn to before me this 8th day of December 1977
Notary Public

My commission expires September 28, 1979

